

CUSTOMER NUMBER 25268

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): William E. Ortyn Attorney Docket No: BIOL0038  
Serial No: 10/082,805 Group Art Unit: 1641  
Filed: February 21, 2002 Examiner: Gabel, Gailene  
Title: METHOD AND APPARATUS FOR LABELING AND ANALYZING  
CELLULAR COMPONENTS

ELECTION TRANSMITTAL LETTER

Bellevue, Washington 98004

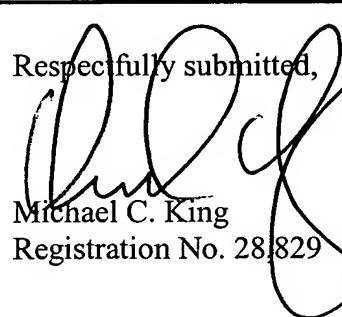
October 25, 2004

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is an election in response to restriction requirement in the above-identified patent application. No additional claim fee is required, as shown below. Please charge any additional fees or credit any overpayment to Deposit Account No. 01-1940. A copy of this sheet is enclosed.

Computation of Fee For Claims as Amended					
	Claims Remaining <u>after Amendment</u>	Highest Number Previously Paid For	Present Extra	Rate	Additional Fee
Total Claims	51	31	-0-	x \$9	\$-0-
Independent Claims	9	6	-0-	x \$42	<u>0</u>
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$ <u>-0-</u>

Respectfully submitted,

  
Michael C. King  
Registration No. 28,829

I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 25, 2004.

Date: October 25, 2004

MCK/RMA:lrg

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ELECTION IN RESPONSE TO A RESTRICTION REQUIREMENT

Bellevue, Washington 98004

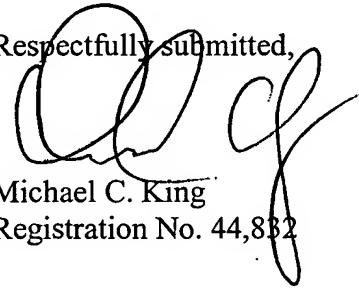
October 25, 2004

TO THE DIRECTOR OF THE PATENT AND TRADEMARK OFFICE:

The following is in response to a Restriction Requirement mailed October 6, 2004, in which the Examiner restricted the above-identified patent application. The Examiner has indicated that this application contains claims directed to three groups of patentably distinct inventions. The Examiner indicates that a first invention (Group I) is defined by Claims 1-23 and is directed to a set of labeled probes, a second invention (Group II) is defined by Claims 24-33 and is directed to a system including labeled probes and a light detector; and a third invention (Group III) is defined by Claims 34-51 and is directed to a method of reading objects labeled with such probes.

Election: In response to this Restriction, applicants hereby affirmatively elect the claims of Group III (i.e., Claims 34-51), without traverse.

Respectfully submitted,

  
Michael C. King  
Registration No. 44,832MAILING CERTIFICATE:

I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid addressed to: Commissioner for Patents, Alexandria, VA 22313-1450, on October 25, 2004.

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